

**IN THE UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF OKLAHOMA**

DERRICK WILLIAMS,

Plaintiff,

v.

JAVIER MARTINEZ,

Defendant.

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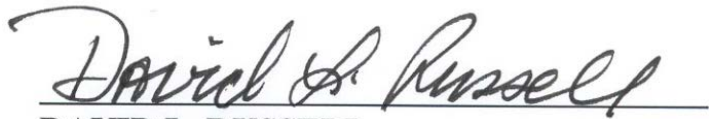
Case No. CIV-23-1016-R

**ORDER**

Upon review of the file and noting no timely objection to the findings and recommendations of United States Magistrate Judge Suzanne Mitchell pursuant to 28 U.S.C. § 636(b)(1), the Court adopts the Report and Recommendation [Doc. No. 9], in its entirety.

For the reasons stated therein, this action is DISMISSED WITHOUT PREJUDICE to refiling.

IT IS SO ORDERED this 15<sup>th</sup> day of February, 2024.

  
DAVID L. RUSSELL  
UNITED STATES DISTRICT JUDGE